

REMARKS

In response to the Restriction Requirement, the applicant elects Invention 1, Claims 1-29 and 31-59, with traverse.

A provisional election, with traverse, of species is made as follows:

Hydrophobic release agent-(a: Ammonio methacrylate copolymer type A and B)

Hydrophobic release agents for coating the micromatrix particles (Z: fatty acid esters)

Generic Type of High Solubility Active Ingredient(a:anti-diabetic agents)

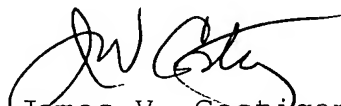
Specific type of High Solubility Active Ingredient (a:metformin)

Type of High Solubility Potent Active Ingredient (a:anti-diabetic agents).

The restriction requirement and the election of species requirement is made with traverse as the Examiner has not shown that the separately identified inventions are independent and distinct inventions. Process and product claims are routinely granted in the same application. No reason has been given for the species election requirement in the present case and this type of an election of species requirement is not permitted by the patent statute. The applicant's right to claim what he believes to be the invention will be adversely affected if the species election requirement is not withdrawn.

An early and favorable action on all Claims is earnestly solicited.

Respectfully submitted,



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